



Attorney Docket No.: 2101363-991201

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on March 27, 2002.



Ta-Tanisha L. Moore

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Wenyuan Shi, et al.

Serial No: 10/077,624 Group Art Unit: 1645

Filed: February 14, 2002 Examiner: Unknown

Title: ANTI-MICROBIAL TARGETING CHIMERIC PHARMACEUTICAL

\* \* \*

**RESPONSE TO NOTICE TO FILE MISSING PARTS**  
**OF UTILITY PATENT APPLICATION**

Box MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Utility Patent Application" mailed by the United States Patent and Trademark Office on March 18, 2002. The following documents are enclosed to complete the filing of the above-referenced patent application:

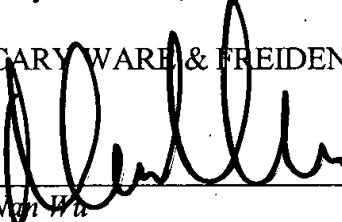
1. Copy of Notice to File Missing Parts (1 pg.)
2. Executed Declaration of Inventors (5 pgs)
3. Two Assignment Documents
4. Two (2) checks totaling the amount of \$170 (one check in the amount of \$130 which represents payment of the missing parts surcharge; another in the amount of \$40 for recording the Assignment documents)
5. Return Postcard

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1896.

Dated: 7/27/02

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

By 

Mark Wu  
Reg. No. 43,360

Attorney for Applicant

GRAY CARY WARE & FREIDENRICH  
139 Townsend Street, Suite 400  
San Francisco, CA 94107-1922  
Telephone: (415) 836-2500

**CONFIRMATION NO. 2797**



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/077,624	02/14/2002	Wenyuan Shi	2101363-991201

CONFIRMATION NO. 2797

FORMALITIES LETTER



\*OC000000007656584\*

Nan Wu  
Gray Cray Ware & Freidenrich LLP  
Suite 400  
139 Townsend Street  
San Francisco, CA 94124



Date Mailed: 03/18/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

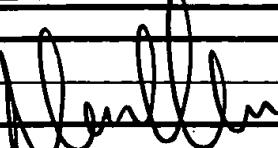
PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/09/2002 JAD001 00000043 10077624

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<b>COPIE</b> <b>EE TRANSMITTAL</b> <b>for FY 2002</b> <b>APR 08 2002</b> <small>Patent fees are subject to annual revision.</small>		<b>Complete if Known</b>	
		Application Number	10/077,624
		Filing Date	February 14, 2002
		First Named Inventor	Wenyuan Shi
		Examiner Name	Unknown
		Group Art Unit	1645
		Attorney Docket No.	2101363-991201
<b>TOTAL AMOUNT OF PAYMENT</b> <b>(\$)</b> 170.00			

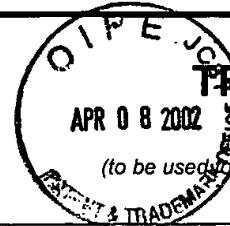
<b>METHOD OF PAYMENT</b>		<b>FEES CALCULATION (continued)</b>																																																																																																																																																																																											
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:  Deposit Account Number <input type="text" value="07-1896"/>  Deposit Account Name <input type="text" value="Gray Cary Ware &amp; Freidenrich LLP"/>  <input checked="" type="checkbox"/> Charge Any additional Fee Required Under 37 CFR 1.16 and 1.17  <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		<b>3. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td>130.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive – unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive – unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>480</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>40.00</td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>179</td><td>740</td><td>279</td><td>370</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="5">Other fee (specify) _____</td> <td></td> </tr> <tr> <td colspan="5">* Reduced by Basic Filing Fee Paid</td> <td><b>SUBTOTAL (3) (\$)</b> 170.00</td> </tr> </tbody> </table>		Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - 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Name (Print/Type)	Nan Wu		Registration No. (Attorney/Agent)	43,360	Telephone (415) 836-2500																																																																																																																																																																																								
Signature			Date	March 27, 2002																																																																																																																																																																																									

MP/S #4

APR 08 2002

TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)



Total Number of Pages in This Submission

18

Application Number	10/077,624
Filing Date	February 14, 2002
First Named Inventor	Wenyuan Shi
Group Art Unit	1645
Examiner Name	Unknown
Total Number of Pages in This Submission	18
Attorney Docket Number	2101363-991201

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	1. Copy of Notice to File Missing Parts 2. Return postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

 Customer Number or Bar Code Label

29585

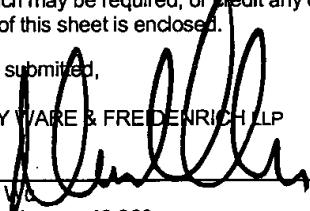
(Insert Customer No. or Attach bar code label here)

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Respectfully submitted,

GRAY CARY WARE &amp; FREDERICK LLP

By:

  
 Nan W. Moore  
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 139 Townsend Street, Suite 400  
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 Telephone No. (415) 836-2500

Dated: March 27, 2002

## CERTIFICATE OF MAILING

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